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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. MJ21-264  
10 v. )  
11 BRIAN JOSEPH GARRIO ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offenses charged:

- 15 1. Intimidation and Threats

16 Date of Detention Hearing: May 20, 2021.

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19 that no condition or combination of conditions which defendant can meet will reasonably assure  
20 the appearance of defendant as required and the safety of other persons and the community.  
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01                    FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02            1.        Defendant has a criminal record that includes threats and stalking. The  
03 government alleges that this 2016 conviction involved in-person threats against a law  
04 enforcement officer's spouse with Defendant possessing a knife, in addition to Defendant  
05 posting threats about the officer's family on social media. Defendant was further found in  
06 violation of his probation in the state of New York.

07            2.        Defendant poses a risk of flight on several grounds. He has a previous violation  
08 under supervision. Defendant has been diagnosed with significant mental health issues and is  
09 currently unmedicated. The defendant has two outstanding warrants from other States. He has  
10 an unstable employment history and no firm release address. Defendant poses a risk of danger  
11 based on his pattern of similar conduct involving violent threats, including those to law  
12 enforcement and children, and his significant mental health diagnoses. The current allegations  
13 are very serious and involve violent threats towards specific targets on social media including  
14 the use of names and photographs of the targeted law enforcement officer and their spouse.

15            3.        There does not appear to be any condition or combination of conditions that will  
16 reasonably assure the defendant's appearance at future Court hearings while addressing the  
17 danger to other persons or the community.

18        It is therefore ORDERED:

- 19        1. Defendant shall be detained pending trial, and committed to the custody of the Attorney  
20        General for confinement in a correction facility;
- 21        2. Defendant shall be afforded reasonable opportunity for private consultation with  
22        counsel;

01 3. On order of the United States or on request of an attorney for the Government, the person  
02 in charge of the corrections facility in which defendant is confined shall deliver the  
03 defendant to a United States Marshal for the purpose of an appearance in connection  
04 with a court proceeding; and

05 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
06 for the defendant, to the United States Marshal, and to the United State Probation  
07 Services Officer.

08 DATED this 20th day of May, 2021.

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11 S. KATE VAUGHAN  
12 United States Magistrate Judge  
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